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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

ELIZABETH HOLMES and
RAMESH "SUNNY" BALWANI,

Defendants.

) Case No. CR-18-00258-EJD

) **[PROPOSED] ORDER GRANTING MOTION**
) **TO DISMISS AS TIME-BARRED COUNTS**
) **THREE THROUGH EIGHT AND TEN OF THE**
) **SECOND SUPERSEDING INDICTMENT AND**
) **COUNTS THREE THROUGH EIGHT, TEN,**
) **AND ELEVEN OF THE THIRD SUPERSEDING**
) **INDICTMENT**

) Hon. Edward J. Davila
)
)

**[PROPOSED] ORDER GRANTING MOTION TO DISMISS AS TIME-BARRED COUNTS THREE
THROUGH EIGHT AND TEN OF THE SECOND SUPERSEDING INDICTMENT AND COUNTS THREE
THROUGH EIGHT, TEN, AND ELEVEN OF THE THIRD SUPERSEDING INDICTMENT
CR-18-00258-EJD**

1 This **CAUSE** having come before the Court upon Defendant Elizabeth A. Holmes' Motion to
2 Dismiss as Time-Barred Counts Three Through Eight and Ten of the Second Superseding Indictment
3 and Counts Three Through Eight, Ten and Eleven of the Third Superseding Indictment. After due
4 consideration of the filings, the governing law, and the argument of the parties:

5 **IT IS HEREBY ORDERED** that Ms. Holmes' motion is **GRANTED**, and that Counts Three
6 Through Eight and Ten of the Second Superseding Indictment and Counts Three Through Eight, Ten
7 and Eleven of the Third Superseding Indictment are **DISMISSED**.

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9 **IT IS SO ORDERED.**

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11 Dated: _____

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13 _____
14 Hon. Edward J. Davila
15 United States District Judge
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27 [PROPOSED] ORDER GRANTING MOTION TO DISMISS AS TIME-BARRED COUNTS THREE
28 THROUGH EIGHT AND TEN OF THE SECOND SUPERSEDING INDICTMENT AND COUNTS THREE
THROUGH EIGHT, TEN, AND ELEVEN OF THE THIRD SUPERSEDING INDICTMENT
CR-18-00258 EJD